

Docket No.: 50070-063

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Shigeaki TAMURA

Serial No.: 09/786,157

Filed: March 01, 2001

For: KEYLESS ENTRY SYSTEM

PCT/JP00/0419

RECEIVED

10 MAY 2001

Legal Staff  
International Division

REQUEST FOR WITHDRAWAL OF NOTIFICATION OF ABANDONMENT

Commissioner for Patents  
Washington, DC 20231

Sir:

We are in receipt of the Notification of Abandonment mailed March 28, 2001.

The Notification indicates Applicant failed to provide the full U.S. Basic National Fee by 20 months due to insufficient funds on March 5, 2001.

Attached is a copy of the Monthly Statement of Deposit Account 500417 for March 2001. You will note the balance for March 5, 2001 ranged between \$22,559 and \$68,609. **At no time was there a negative balance.** In addition, attached is a copy of the Deposit Account Statement printed from the USPTO web site which also confirms there was sufficient money in the Deposit Account for the fees to be applied to this application.

Also attached is a copy of an e-mail from the Office of Finance of the USPTO which states there was "plenty of money in DA #50-0417 account throughout the month".

**It is respectfully requested that the Notification of Abandonment be withdrawn and this application returned to pending status.**

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

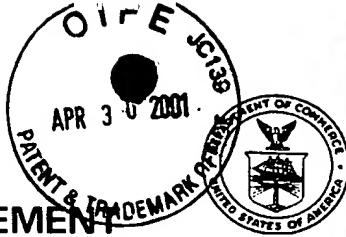
Respectfully submitted,

MCDERMOTT, WILL & EMERY



Stephen A. Becker  
Registration No. 26,527

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
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**Date: April 30, 2001**  
Facsimile: (202) 756-8087



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3	6	01	1	09793997		101	710.00	42490.05
3	6	01	1	09795077	57454-022	101	710.00	41780.05
3	6	01	2	09795309	50006-095	101	710.00	41070.05
3	6	01	2	09793994	50432-072	101	710.00	40360.05
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3	6	01	7	09793993	50432-024	103	180.00	37540.05
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3	6	01	9	09793986	50432-044	101	710.00	36120.05
3	6	01	40	09775514	49657-983	581	40.00	36080.05
3	6	01	41	09775513	49657-969	581	40.00	36040.05
3	6	01	65	09786116	43877-113	970	860.00	35180.05
3	6	01	65	023181		580C	27.25	35152.80
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3	6	01	66	09786116	43877-113	581	40.00	35037.80
3	6	01	66	013692		580C	125.00	34912.80
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				OPENING BALANCE	TOTAL CHARGES		TOTAL CREDITS	CLOSING BALANCE

AN AMOUNT SUFFICIENT TO  
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MONTHLY STATEMENT  
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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
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3	6	01	151	09189082	50107-440	126	180.00	33965.05
3	6	01	152	09188679	50107436	126	180.00	33785.05
3	6	01	156	09367954	41800-017	116	390.00	33395.05
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3	7	01	65	5190759		281	65.00	48320.05
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3	7	01	81	09796537	57454-033	101	710.00	46370.05
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				OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE	

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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
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3	7	01	180	09702719	50059-051	205	65.00	34080.05
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3	7	01	278	377198		566	105.00	32695.05
3	7	01	675	PCT/US01/06790	56470-012	150	240.00	32455.05
3	7	01	676	PCT/US01/06790	56470-012	802	846.00	31609.05
3	7	01	677	PCT/US01/06790	56470-012	800	382.00	31227.05
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				OPENING BALANCE	TOTAL CHARGES		TOTAL CREDITS	CLOSING BALANCE

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### Deposit Account Statement

**Requested Statement Month:** March 2001  
**Deposit Account Number:** 500417  
**Name:** MCDERMOTT WILL & EMERY  
**Attention:** DEANNA J DICK  
**Address:** 600 13TH STREET, N.W.  
**City:** WASHINGTON  
**State:** DC  
**Zip:** 20005

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03/06 126	09659833	50195-234	581	\$40.00	\$34,325.05
03/06 150	09306636	50107-442	126	\$180.00	\$34,145.05



Kelly.Kemp@USPTO.GOV on 04/09/2001 11:14:06 AM

To: Deanna Dick/DC/MW&E@MW&E  
cc:  
Subject RE: Help again again

---

Deanna,  
I faxed Patricia Booker of the PCT Division a copy of your March 2001 statement. She said that the matter was being forwarded to the "Legal Staff" for review & resolution since the case had already been abandoned. I'm sure you'll be hearing from their legal staff shortly to get the ball rolling to get the case "revived".

thanks,

Kelly Kemp

Receipts Accounting Div. Office of Finance  
United States Patent & Trademark Office  
phone-(703) 308-5431, fax -(703) 308-6778  
kelly.kemp@uspto.gov

> -----Original Message-----

> From: ddick@mwe.com [SMTP:ddick@mwe.com]

> Sent: Friday, April 06, 2001 4:22 PM

> To: Kelly.Kemp@USPTO.GOV

> Subject: RE: Help again again

>

> Thanks so much - apparently the status of the case (09/786,157) is that we

> received a notification of abandonment for a new PCT application and two

> people

> in that office, a paralegal (Pat Booker - (305-3738) and a supervisor

> (Donna

> Green - 305-3619) told one of our paralegals (on the phone) that we would

> have

> to file a petition to try to get the case activated again. Would you be

> able to

> clear this up so they will issue a withdrawal of that abandonment notice?

>

>

>

> Deanna J. Dick

> McDermott, Will & Emery

> 600 13th Street, NW

> Washington, DC 20005

> 202-756-8308

>

>

>

> Kelly.Kemp@USPTO.GOV on 04/06/2001 03:58:28 PM

> To: Deanna Dick/DC/MW&E@MW&E

> CC:

> Subject: RE: Help again again

- > Deanna,
- > In reviewing your statement activity for March 2001, it appears that you
- > had
- > plenty of money in DA #50-0417 account throughout the month. I'm not sure
- > why you were told that your account was overdrawn????
- > If you need for someone in finance to verify this fact with whatever USPTO
- > office it was that told you the account was deficient, please let me
- > know.
- > thanks,
- > Kelly Kemp
- > Receipts Accounting Div. Office of Finance
- > United States Patent & Trademark Office
- > phone-(703) 308-5431, fax -(703) 308-6778
- > kelly.kemp@uspto.gov

> > -----Original Message-----

> > From: ddick@mwe.com [SMTP:ddick@mwe.com]

> > Sent: Thursday, April 05, 2001 2:29 PM

> > To: Kelly.Kemp@USPTO.GOV

> > Subject: RE: Help again again

> > Thanks! I'll do that. However... my questions always happen in twos or

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> > threes
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> > it seems! I now have a paralegal that says we got a couple notices

> saying  
> > our  
> > account (500417) had insufficient funds on March 5 and 6. I call in  
> or  
> > look  
> > at the PTO website to check balances every few days and the printout I  
> > have does  
> > not indicate any shortfall (I haven't received the hardcopy statement in  
> > the  
> > mail yet). Also, in one of the cases, the paralegal in the PCT  
> Office  
> > said  
> > they have some slips of paper/info from the Dep. Acct. office indicating  
> > insufficient funds. So I'm concerned! to say the least. Can you  
> help?

> >  
> > Deanna J. Dick  
> > McDermott, Will & Emery  
> > 600 13th Street, NW  
> > Washington, DC 20005  
> > 202-756-8308

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> >  
> > Kelly.Kemp@USPTO.GOV on 04/05/2001 12:10:42 PM

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> > To: Deanna Dick/DC/MW&E@MW&E

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> > cc:  
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> >  
> > Subject: RE: Help again

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> > Deanna,  
> > I think you'll need to contact the Patents Electronic Business Center